

UNITED STATES DISTRICT COURT

MIDDLE DISTRICT OF ALABAMA
OFFICE OF THE CLERK
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MONTGOMERY, ALABAMA 36101-0711

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December 6, 2007

NOTICE OF CORRECTION

From: Clerk's Office

Case Style: Koch Foods of Alabama, LLC v. General Electric Capital Corporation

Case Number: 2:07cv00522-MHT

This Notice of Correction was filed in the referenced case this date to attach the correctedDF document previously attached to include a Notice of Filing.

The correct PDF document is attached to this notice for your review. Reference is made to document # 38 filed on December 05 2007.

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA**

<u>KOCH FOODS OF ALABAMA, LLC,</u>)	
an Alabama Limited Liability company)	Case No. 07-cv-522-MHT
)	
Plaintiff and Counterclaim-defendant,)	
)	Honorable Myron H. Thompson
v.)	Honorable Terry F. Moorer
)	
GENERAL ELECTRIC CAPITAL)	
CORPORATION,)	
a Delaware corporation,)	
)	
<u>Defendant and Counterclaim-plaintiff.</u>)	

NOTICE OF FILING

To:

Alexander Terras	Rusha Christina Smith
Timothy Scott Harris	Bradley Arant Rose & White LLP
Reed Smith Sachnoff & Weaver	One Federal Place
10 South Wacker Drive	1819 Fifth Avenue North
Chicago, IL 60606	Birmingham, AL 35203-2104
Counsel for General Electric Capital Corporation	Counsel for General Electric Capital Corporation

PLEASE TAKE NOTICE that on Wednesday, December 5, 2007, the undersigned filed **Certificate in Compliance with Rule 37(a)**, copies of which were served upon you via the CM/ECF system.

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Dated: December 6, 2007

/s/ Zhiyuan Xu

Zhiyuan Xu

OF COUNSEL

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Counsel for Koch Foods of Alabama, LLC

CERTIFICATE OF SERVICE

The undersigned, an attorney, certifies that copies of the following **Certificate in Compliance with Rule 37(a)** were caused to be served upon counsel of record addressed as follows via the CM/ECF system on this 6th day of December, 2007.

Alexander Terras
Timothy Scott Harris
Reed Smith Sachnoff & Weaver
10 South Wacker Drive
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Counsel for General Electric Capital Corporation

Rusha Christina Smith
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1819 Fifth Avenue North
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Counsel for General Electric Capital Corporation

/s/ Zhiyuan Xu

Zhiyuan Xu

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an Alabama limited liability company)	Case No. 07-cv-522-MHT
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Plaintiff and Counterclaim-defendant,)	
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)	
GENERAL ELECTRIC CAPITAL)	
CORPORATION,)	
a Delaware corporation,)	
)	
<u>Defendant and Counterclaim-plaintiff.</u>)	

CERTIFICATE OF COMPLIANCE WITH RULE 37(a)

The undersigned, an attorney, certifies that, as counsel for Koch Foods of Alabama, LLC (“Koch”), he has in good faith conferred with counsel for General Electric Capital Corporation (“GE Capital”) on November 29, 2007 and written to counsel for GE Capital on December 3, 2007 in a good-faith attempt to resolve, without intervention by the Court, the issues presented in Koch’s *Motion to Compel the Deposition of Jim Hanley and Carrie Brock and the Production of Documents Relating to Tax Deductions of the Equipment* (Docket No. 37), but has been unable to resolve the issues.

/s/ Eugene J. Geekie, Jr.
Eugene J. Geekie, Jr.